

SEP 13 2011

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**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION**

**DEBORAH KAY STOUT,**

**Petitioner,**

**V.**

**WENDY HOBBS, Warden**

**Respondent.**

**Civil Action No. 7:10cv00403**

## FINAL ORDER

**By: Samuel G. Wilson**  
**United States District Judge**

In accordance with the Memorandum Opinion entered on this date, it is **ORDERED** and **ADJUDGED** that respondent's motion to dismiss is **GRANTED**, Stout's 28 U.S.C. § 2254 petition is **DISMISSED**, and this action is **STRICKEN** from the docket of the court.

The Court finds that Deborah Stout has failed to make a substantial showing of the denial of a constitutional right as required by 28 U.S.C. § 2253(c)(1), and **DENIES** a certificate of appealability.

The clerk is directed to send copies of this Order and the accompanying Memorandum Opinion to petitioner and counsel for respondent.

**ENTER:** This September 13, 2011.

  
UNITED STATES DISTRICT JUDGE